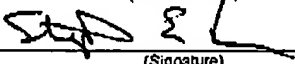


MAR 16 2005

Atty. Dkt. No. ABI1550-1 (071243-1404)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Soon-Shiong and Desai
Title: LONG TERM
ADMINISTRATION OF
PHARMACOLOGICALLY
ACTIVE AGENTS
Appl. No.: 09/937,840
Appl. Filing Date: 01/28/2002
Examiner: C. Delacroix-Muirhead
Art Unit: 1614

| |
|--|
| CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. Stephen E. Reiter (Printed Name)  (Signature) March 16, 2005 (Date of Deposit) |
|--|

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

In re application of
 Soon-Shiong and Desai
 Application No.: 09/937,840
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Atty. Dkt. No. ABI1550-1 (071243-1404)

☒ Please enter and consider the amendment/reply previously filed on February 11, 2005.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on __.

☐ Other __.

b. Enclosed are:

☐ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|-------------------|---------------------|----------------------|------------|------------|
| RCE Fee 1.17(e): | | | | \$790.00 | = \$790.00 |
| Total Claims: | 20 | - 21 | = 0 | x \$50.00 | = \$0.00 |
| Independents | 5 | - 5 | = 0 | x \$200.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$360.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$790.00 |

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☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
 total number of months checked below:

| | | | | |
|-------------------------------------|---|------------|---|----------|
| <input checked="" type="checkbox"/> | Extension for response filed within the first month: | \$120.00 | 1 | \$120.00 |
| <input type="checkbox"/> | Extension for response filed within the second month: | \$450.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the third month: | \$1,020.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fourth month: | \$1,590.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fifth month: | \$2,160.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | | \$120.00 |
| EXTENSION FEE ALREADY PAID: - | | | | \$0.00 |
| EXTENSION FEE TOTAL | | | | \$120.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | | \$910.00 |
| <input type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | | \$0.00 |
| <input type="checkbox"/> | Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | | \$910.00 |

☒ Please charge Deposit Account No. 50-0872 in the amount of \$910.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$910.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

In re application of
Soon-Shiong and Desai
Application No.: 09/937,840
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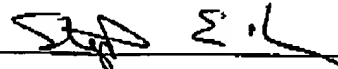
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 16, 2005

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

By



Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192